

CM Kitchen MOTION SHEET

Amend the proposed Ordinance:

Amend 25-1-722 Eligibility:

(C) A proposed development qualifies as a Type 2 development and is eligible for additional bonuses if it meets the standards imposed in Subsection (A) and (B) plus one or more of the following:

(1) at least 50 percent of the affordable dwelling units include two or more bedrooms;

(2) for a rental development:

(a) at least 75 percent of the total units serve households whose incomes average 60 percent MFI or below, rounded up to the 96 nearest unit; or

(b) at least 10 percent of the affordable units serve households with incomes of 30 percent MFI or below, rounded up to the nearest unit; ~~or~~

(3) for an owner-occupied development, at least 75 percent of the owner-occupied dwelling units serve households whose incomes average 80 percent MFI or below; ~~or~~

~~(4)~~ and is located within ¼ mile of an activity corridor designated in the Imagine Austin Comprehensive Plan and is served by a bus or transit line.

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Amend 25-6-471 Off-Street Parking Facility Required:

(J) A qualifying development with more than two dwelling units is not required to comply with Appendix A of Chapter 25-6 (*Transportation*) but must comply with this section.

(1) If off-street parking is ~~not~~ provided for the qualifying development, at least one van accessible space per 25 dwelling units is required or as established in Table 1106.1 "Accessible Parking Spaces" Building Code Table.

(2) If off-street parking is not provided, the minimum number of required accessible spaces is the greater of the number of accessible spaces required under:

(a) the Building Code based on 20 percent of the parking required for the use under Appendix A (Tables of Off-Street Parking and Loading Requirements) providing no less than one accessible parking space; or

(b) the ADA or the FHAA, as appropriate.

(3) An accessible space must be adjacent to the site and on an accessible route.

(4) An accessible parking space must comply with design, accessibility, and location requirements imposed by the ADA and the FFHA, as appropriate.

Striking Section (K):

~~(K) The director may waive the accessible space required under Subsection (J)(1) if one of the following applies:~~

~~(1) The applicant pays a fee in-lieu to be used by the city to construct and maintain accessible spaces in the vicinity of the~~

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~~qualifying development. The availability of this option is contingent on the establishment of a fee by separate ordinance and the adoption of a program by the director to administer the fee and establish eligibility criteria. A decision by the director that a qualifying development is ineligible for a fee in-lieu is final.~~

~~(2) The accessible space cannot be provided as required in Subsection (J)(1) and the qualifying development is ineligible for participation in the fee in-lieu program under Paragraph (1) of this subsection.~~

~~(3) An off-site or on-street parking space designated as an accessible space is located within 200 feet of the qualifying development.~~